



Wylie City Council

NOTICE OF MEETING

Regular Meeting Agenda September 22, 2009 – 6:00 pm Wylie Municipal Complex – Council Chambers 2000 Highway 78 North

Eric Hogue..... Mayor
M. G. “Red” Byboth Mayor Pro Tem
David Goss Place 1
Kathy Spillyards Place 3
Bennie Jones Place 4
Rick White Place 5
Carter Porter Place 6

Mindy Manson..... City Manager
Richard Abernathy City Attorney
Carole Ehrlich City Secretary

In accordance with Section 551.042 of the Texas Government Code, this agenda has been posted at the Wylie Municipal Complex, distributed to the appropriate news media, and posted on the City website: www.wylietexas.gov within the required time frame. As a courtesy, the entire Agenda Packet has also been posted on the City of Wylie website: www.wylietexas.gov.

The Mayor and City Council request that all cell phones and pagers be turned off or set to vibrate. Members of the audience are requested to step outside the Council Chambers to respond to a page or to conduct a phone conversation.

The Wylie Municipal Complex is wheelchair accessible. Sign interpretation or other special assistance for disabled attendees must be requested 48 hours in advance by contacting the City Secretary’s Office at 972.442.8100 or TD 972.442.8170.

CALL TO ORDER

Announce the presence of a Quorum.

INVOCATION & PLEDGE OF ALLEGIANCE

PRESENTATION

- **Presentation on Nixle, a Citizen Notification System.** (S. Seddig, Fire Marshal/C. Kelly, Public Information Officer)

CITIZENS COMMENTS ON NON-AGENDA ITEMS

Residents may address Council regarding an item that is not listed on the Agenda. Residents must provide their name and address. Council requests that comments be limited to three (3) minutes. In addition, Council is not allowed to converse, deliberate or take action on any matter presented during citizen participation.

CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

- A. Consider, and act upon, approval of the Minutes of the September 8, 2009 Regular Meeting of the Wylie City Council. (C. Ehrlich, City Secretary)**
- B. Consider, and place on file, the City of Wylie Monthly Revenue and Expenditure Reports as of August 31, 2009. (L. Vaughan, Finance Director)**
- C. Consider, and place on file, the Monthly Revenue and Expense Report for the Wylie Economic Development Corporation as of August 31, 2009. (S. Satterwhite, Executive Director, WEDC)**

REGULAR AGENDA

Public Hearing

- 1. Hold a Public Hearing and consider, and act upon, amending regulations to Zoning Ordinance No. 2001-48, Article 6, as it relates to the proposed addition of Section 6.4 and the creation of the South Ballard Overlay, including district boundaries and design standards and Article 5 as it relates to allowed Uses. ZC 2009-06 (R. Ollie, Planning Director)**

Executive Summary

The purpose of this revision is to create the boundaries and design standards of the South Ballard Overlay (SBO) District and to establish the allowable uses. This Overlay allows development in the South Ballard area to become a place that will be economically and geographically viable while also retaining the rich history, community values, and citizen friendly atmosphere that embodies Wylie.

General Business

- 2. Consider, and act upon, a Resolution nominating a candidate to the Board of Directors for the Central Appraisal District of Dallas County for a two year term beginning January 1, 2010. (M. Manson, City Manager)**

Executive Summary

The Property Tax Code requires that the Chief Appraiser conduct an election for the purpose of selecting representatives to the Board of Directors of the Dallas Central Appraisal District every two years. The Dallas Central Appraisal District has a five member Board of Directors; one representing the County (Dallas County Tax Assessor Collector), a representative appointed by the Dallas ISD, a representative appointed by the City of Dallas, a representative elected by the suburban cities (31 cities), and a representative elected by the suburban ISDs (16 ISDs).

- 3. Consider, and act upon, a Resolution nominating a candidate to the Board of Directors for the Central Appraisal District of Collin County for a two year term beginning January 1, 2010. (M. Manson, City Manager)**

Executive Summary

The City of Wylie has 64 votes that they may cast for the Board of Directors of the Central Appraisal District of Collin County for a two year term beginning January 1, 2010. This is the first step of the process in which nominations are accepted. Council is asked to approve a Resolution nominating a candidate for

the Central Appraisal District for the Board of Directors of the Central Appraisal District of Collin County, which must be delivered to the Chief Appraisal before October 15, 2009.

EXECUTIVE SESSION

Recess into Closed Session in compliance with Section 551.001, et.seq. Texas Government Code, to wit:

§§ 551.071 Consultation with Attorney; Closed Meeting

Pursuant to Section 551.071, Texas Government Code, Consultation with attorney for the city regarding:

- **Settlement of the lawsuit styled *Dallas Home Builders Association of Greater Dallas and DR Horton Texas, Ltd. v. City of Wylie, Texas* pending in the 401st District Court in Collin County, Texas in cause no. 401-03720-2008, including discussion relating to a Settlement Agreement, Release, and the form of the Judgment; and**
- **Amending Ordinance No. 2007-12 as it relates to Fire Development Fees**

RECONVENE INTO REGULAR SESSION

Take any action as a result from Executive Session.

4. **Consider, and act upon, settlement of the lawsuit styled *Dallas Home Builders Association of Greater Dallas and DR Horton Texas, Ltd. v. City of Wylie, Texas* pending in the 401st District Court in Collin County, Texas in cause no. 401-03720-2008 including approving a Settlement Agreement and Release and the form of the Judgment and authorize the City Manager to take all actions necessary to effectuate the same. (M. Manson, City Manager)**
5. **Consider, and act upon, Ordinance No. 2009-30 amending Section 3 of Ordinance No. 2007-12, relating to fire development fees. (M. Manson, City Manager)**

READING OF ORDINANCE

Title and caption approved by Council as required by Wylie City Charter, Article III, Section 13-D.

ADJOURNMENT

CERTIFICATION

I certify that this Notice of Meeting was posted on this 18th day of September, 2009 at 5:00 p.m. as required by law in accordance with Section 551.042 of the Texas Government Code and that the appropriate news media was contacted. As a courtesy, this agenda is also posted on the City of Wylie website: www.wylietexas.gov.

Carole Ehrlich, City Secretary

Date Notice Removed